

IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF NORTH CAROLINA  
WESTERN DIVISION

No. 5:12-CR-00236-F-1

No. 5:15-CV-00435-F

DAVID NEIL PHILLIPS,

Petitioner,

v.

UNITED STATES OF AMERICA,

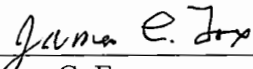
Respondent.

ORDER

This matter is before the court on David Neil Phillips's pending Application to Proceed in District Court without Prepaying Fees or Costs [DE-105]. Phillips is under the mistaken impression that there are fees associated with the filing of a § 2255 motion. There are no fees associated with filing a § 2255 motion, and Phillips's § 2255 motion will proceed without the need for him to pay any filing fees. Accordingly, Phillips's pending Application to Proceed in District Court without Prepaying Fees or Costs [DE-105] is DISMISSED as moot.

SO ORDERED.

This the 31 day of August, 2015.

  
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James C. Fox  
Senior United States District Judge